

Appln No. 10/627,022

Amdt date August 13, 2004

Reply to Office action of February 13, 2004

REMARKS/ARGUMENTS

The Office Action dated February 13, 2004, has been reviewed and the comments carefully considered.

In the Office Action, various issues and questions are raised concerning the description of the variety. By the amendments in the accompanying Substitute Specification, Applicant has made a bona fide effort to address all issues and questions. With reference to Item J of the Office Action, 136A-B refers to mature foliage color, while N87B-C refers to ray floret color.

In view of the foregoing amendment and response, it is believed that the application is in condition for allowance and, accordingly, reconsideration and allowance is earnestly solicited.

If any questions remain regarding the allowability of the application, Applicant would appreciate if the Examiner would advise the undersigned by telephone.

The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required by this paper to Deposit Account No. 03-1728. Please show our docket number with any charge or credit to our Deposit Account.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By Cynthia A. Bonner

Cynthia A. Bonner

Reg. No. 44,548

626/795-9900

CAB/tt

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NEW PLANT VARIETY OF ASTER TATARICUSNAMED 'BLUE LAKE BLIM' '~~VIOLET LAKE~~'BOTANICAL CLASSIFICATION*Aster tataricus* L. 'Blue Lake Blim'

5 BACKGROUND OF THE INVENTION

The present invention relates to a new and distinct variety of *Aster tataricus* L. f., which was developed in a controlled breeding program in Kobuchizawa, Gumma Prefecture, Japan by Mr. Shoji Hatano. The varietal denomination of the new variety is 'Blue Lake Blim' '~~Violet Lake~~'.

10 The genus *Aster* is included in the family Compositae that comprises about 1,300 genera and 21,000 species of herbs, sometimes shrubs, or occasionally trees in tropics, mostly temperate in origin. *Aster* comprises approximately 250 species of mainly herbaceous perennials, though some annuals and biennials, originating in South America, Eurasia, Africa and Asia, many of which possess desirable ornamental
15 characteristics.

Aster tataricus is an extremely variable clumping to rhizomatus perennial native to Japan, Korea, Manchuria, northern China, Mongolia and Siberia. It is typically about 2 meters tall.

SUMMARY OF THE INVENTION

20 The new variety was discovered in a controlled breeding program and differs from its parents by its late spring to early summer bloom season, the distinct violet cast of its ray ~~flowers~~ florets and its compactness, reaching a mature height of 40 to 50 cms tall in flower. *Aster tataricus* '~~Violet Lake~~' 'Blue Lake Blim' differs from *Aster tataricus* 'Blue Lake' (U.S. Plant Patent Applied For; Application #10/357,937; filed February 3,
25 2003) by being 20% shorter, blooming two weeks later and violet flower color. Asexual reproduction of the new variety by division and flower stem cuttings, performed in Kobuchizawa, Gumma Prefecture, Japan have confirmed that the distinctive

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characteristics of the new variety are stable and transmitted to succeeding generations, and the new variety reproduces true to type.

COMPARISON WITH PARENTS

~~'Violet Lake'~~ 'Blue Lake Blim' is distinguished from its parents and all other varieties of *Aster tataricus* of which I am aware by its spring to early summer bloom season, the distinct violet cast of its ray florets ~~flowers~~ and its compactness, reaching a mature height of 40 to 50 cms tall in flower.

BRIEF DESCRIPTION OF ILLUSTRATION

The accompanying illustration shows a ~~specimen plant~~ plant of the new cultivar ~~in the photo illustration of the typical flower~~ showing the colors as true to color as is reasonably possible to make in an illustration of this character. The photographic illustration depicts a plant of the new cultivar.

DETAILED DESCRIPTION OF THE NEW VARIETY

~~'Violet Lake'~~ 'Blue Lake Blim' has not been observed under all possible environmental, cultural and light conditions. The following observations and descriptions are of approximately one-year-old plants in 1-gallon nursery containers, grown in Kitakoma-gun, Yamanashi, Japan. In this description, color references are to the *Royal Horticultural Society Colour Chart* (2001) and terminology used in the color descriptions herein refers to plate numbers in this color chart. Phenotypic expression may vary with light intensity, cultural and environmental conditions.

CLASSIFICATION:

Botanical: *Aster tataricus* L. ~~'Violet Lake'~~ 'Blue Lake Blim'

Parentage

Female or Seed Parent: *Aster tataricus* L. 'Blue Lake' (U.S. Plant Patent Applied For; Application #10/357,937; filed February 3, 2003)

Male or Pollen Parent: Unknown (unpatented)

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	Propagation:	Division and flower stem cuttings
	Time to rooting:	Spring: About 21 days at a temperature of 21°C
5		Winter: About 28 days at a temperature of 18°C
	Rooting habit:	Fine, fibrous, well-branched
	Plant Description	
	Appearance:	Herbaceous perennial with mounded growth habit with upright flower stems. Freely and
10		uniformly flowering; violet-colored inflorescences.
	Size:	
	Height:	In flower, 40 to 50 cm; vegetative stage, 12 to 18 cm
15	Width:	30 to 40 cm
	Habit:	Mounding perennial, clumping to slightly rhizomatous, with a basal rosette of foliage and cauline leaves ascending the stems.
	Branching:	Leaves radiate from a stout caudex at or below the soil surface.
20		
	Hardiness:	USDA Zone 4 (-30°F to -20°F)
	Growth Rate:	Moderate to vigorous
	Foliage Description	
	Shape:	Oblanceolate to spatulate
25	Apex:	Acute
	Base:	Attenuate
	Margin:	Irregularly dentate
	Leaf size:	
	Mature:	
30	Basal leaves:	6 to 7 cm wide; 12 to 30 cm long

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	Cauline leaves:	<u>1.5 to 3.5 cm wide</u> ; 2 to 17 cm long
	Juvenile:	2 to-3 cm wide; 6 to-7 cm long
5	Arrangement:	Alternate on the stem, occasionally forming false whorls at the ends of shoots or subtending an inflorescence.
	Substance:	Coreaceous
	Texture:	Bullate, especially the basal leaves; scabrous above and beneath, more scabrous above
	Color:	
10	Mature Foliage:	
	Upper Surface:	Near Green Group 136A-B
	Lower Surface:	Near Green Group 136A-B
	Young Foliage:	
	Upper Surface:	Near Yellow-Green Group 146A
15	Under Surface:	Near Yellow-Green Group 147C
	Venation	
	Pattern:	
	Upper and Lower Surfaces:	Alternately pinnate, occasionally opposite near base
20	Color	
	New Foliage:	Upper Surface: near Yellow-Green Group 148B
		Under Surface: near Yellow-Green Group 146B
25	Mature Foliage:	Upper Surface: near Yellow-Green Group 148C
	Under Surface:	Near Yellow-Green Group 146D
	Flower Description	
30	Appearance:	Typical composite "daisy" flowers borne in a loose many-flowered corymb, the up-facing

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		heads held on stiff peduncles, terminal and in leaf axils along the stem. Disc and ray florets arranged acropetally on a capitulum.
5	Flowering response:	Under natural conditions, plants flower from late spring through fall.
	Quantity of inflorescences:	Inflorescences form at every leaf axil. Freely flowering, usually about 65 to 80 inflorescences per plant <u>per season, and from 18 to 25 inflorescences per stem.</u>
10	Inflorescence size:	
	Diameter:	About 3 cm
	Depth (height):	About 1 cm
	Disc diameter:	About 8 mm
	Fragrance:	None
15	Inflorescence bud:	
	Shape:	Ovoid
	Length:	About 1 cm
	Diameter:	About 5 mm
	Color:	Near Purple Group N78C
20	Ray florets	
	Quantity of ray florets/inflorescence:	<u>From</u> about 14 to 16 <u>to 22</u> per inflorescence
	Shape:	Elliptic
	Apex:	Rounded
25	Base:	Attenuate
	Margin:	Entire
	Length:	About 1.2 to 1.6 cm
	Width:	About 4 to 6 mm
	Texture:	Satiny, smooth and glabrous
30	Color:	Near violet group N87B-C

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	Disc florets	
	Quantity:	About 35 to 40 per inflorescence
	Shape:	Tubular
	Length:	About 6 mm
5	Width:	About 2 mm
	Color:	Near Yellow Group 7C
	Sepals <u>Phyllaries</u>	
	Appearance:	Leaf-like
	Quantity:	Several rows <u>Approximately 25</u>
10	Shape:	Linear
	<u>Apex:</u>	<u>Acute</u>
	<u>Base:</u>	<u>Truncate</u>
	<u>Margin:</u>	<u>Entire</u>
	Texture:	Smooth
15	Color:	<u>Upper Surface:</u> Near Green Group 139C; <u>Lower Surface:</u> Near Green Group 139C
	Peduncle	
	Aspect:	Angled about 45°
	Strength:	Strong
20	Length:	
	Apical peduncle:	About 2 cm
	Fourth peduncle:	About 5 cm
	Seventh peduncle:	About 6 cm
	Texture:	Coarse
25	Color:	Near Green Group 138B
	<u>Lastingness of Inflorescence</u>	
	<u>On Plant:</u>	<u>6 to 8 weeks</u>
	<u>Cut Flower:</u>	<u>Up to 2 weeks</u>
	<u>Lastingness of Individual Bloom</u>	
30	<u>On Plant:</u>	<u>2 weeks</u>

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Cut Flower: 5 days

Time to Produce Flowering Plant: Approximately 6 to 8 weeks from a rooted division canned into a #1 nursery container.

REPRODUCTIVE ORGANS

5	Androecium	Present on disc florets only
	Pollen :	Scarce
	Pollen Color:	Near Yellow Group 9B
	Gynoecium	Present on both ray and disc florets
	Style Length:	About 3mm
10	Stigma Color:	Near Yellow Group 10C
	<u>Pistils:</u>	<u>1 per ray floret</u>
	Seed production:	Seed production has not been observed.
15	Disease resistance:	Plants of 'Violet Lake' <u>'Blue Lake Blim'</u> have not been observed to be resistant to pathogens common to Asters.

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I CLAIM:

A new plant variety of *Aster tataricus* of the variety substantially as shown and described.

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NEW PLANT VARIETY OF ASTER TATARICUS
NAMED 'BLUE LAKE BLIM' ~~'VIOLET LAKE'~~

ABSTRACT

5 A new plant variety of *Aster tataricus* characterized by its late spring to early
summer bloom season, the distinct violet cast of its ray flowers and its compactness,
reaching a mature height of 40 to 50 cms tall in flower.